

1 EDMUND G. BROWN JR.
Attorney General of the State of California
2 DANE R. GILLETTE
Chief Assistant Attorney General
3 GERALD A. ENGLER
Senior Assistant Attorney General
4 CATHERINE A. RIVLIN
Supervising Deputy Attorney General
5 SARA TURNER, State Bar No. 158096
Deputy Attorney General
6 455 Golden Gate Avenue, Suite 11000
San Francisco, CA 94102-7004
7 Telephone: (415) 703-5712
Fax: (415) 703-1234
8 Email: Sara.Turner@doj.ca.gov
Attorneys for Respondent

9
10 IN THE UNITED STATES DISTRICT COURT
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 **BEASLEY WILLS,**

Petitioner,

14
15 **v.**

16 **D.K. SISTO, Warden,**

17 Respondent.
18

C 07-6003 TEH (PR)

**DECLARATION OF COUNSEL IN
SUPPORT OF APPLICATION FOR
ENLARGEMENT OF TIME**

19
20 I, Sara Turner, declare under penalty of perjury as follows:

21 I am the California Deputy Attorney General assigned to handle the above-encaptioned
22 case. This court issued an order to show cause on March 27, 2008 requiring an answer to the
23 petition for writ of habeas corpus be filed and served on petitioner within sixty days of the issuance
24 of the order. Although I have obtained what I believe to be the necessary court documents, due to
25 my other commitments, I am unable to file a response by May 27, 2008, and will need the additional
26 time requested.

27 During the past two months, I have filed state court respondent's briefs in *People v.*
28 *Robinson* (A118314), *People v. Gonzalez* (A118620), and a response to a petition for writ of

Decl. of Counsel in Supp. of Appl. for Enl. of Time

Beasley Wills v. D. K. Sisto, Warden
C 07-06003 TEH (PR)

1 habeas corpus in *Hopkins v. Hubbard*, C07-5624(JF) (PR). I am in the process of preparing state
2 court respondent's briefs in *People v. Pappadopoulos* (A117925) and *People v. Wilson, et al.*
3 (A116576). It is necessary that I work on the brief in *People v. Pappadopoulos* on a priority basis
4 due to the length of the sentence, pursuant to court order, and therefore I was not able to start work
5 on the instant respondent's brief as early as I initially intended.

6 WHEREFORE, respondent requests an additional thirty days, to and until June 26, 2008,
7 within which to comply with this Court's order to show cause. I have not attempted to contact
8 petitioner, who is representing himself in this proceeding, because he is incarcerated in state prison
9 and cannot be conveniently reached.

10 I declare under penalty of perjury of the laws of the State of California and the United
11 States of America that the foregoing is true and correct. Executed at San Francisco, California on
12 May 13, 2008.

13 Respectfully submitted,

14 EDMUND G. BROWN JR.
Attorney General of the State of California

15 DANE R. GILLETTE
Chief Assistant Attorney General

16 GERALD A. ENGLER
Senior Assistant Attorney General

17 CATHERINE A. RIVLIN
Supervising Deputy Attorney General

18
19
20 /s/ Sara Turner

21 _____
22 SARA TURNER
Deputy Attorney General
23 Attorneys for Respondent
24
25
26
27
28

DECLARATION OF SERVICE BY U.S. MAIL

Case Name: **Beasley Wills v. D. K. Sisto, Warden**

No.: **C 07-06003 THE (PR)**

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar, at which member's direction this service is made. I am 18 years of age or older and not a party to this matter. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service that same day in the ordinary course of business.

On May 13, 2008, I served the attached **APPLICATION FOR EXTENSION OF TIME TO FILE ANSWER; DECLARATION OF COUNSEL IN SUPPORT OF APPLICATION FOR EXTENSION OF TIME TO FILE ANSWER; [PROPOSED] ORDER** by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the internal mail collection system at the Office of the Attorney General at 455 Golden Gate Avenue, Suite 11000, San Francisco, CA 94102-7004, addressed as follows:

Beasley Wills
#V-30091
T.C.C.F. MA 08 L
415 U.S. Hwy. 49 North
Tutwiler, MS 38963

Beasley Wills
#V-30091
California State Prison
2100 Peabody Road
P. O. Box 4000
Vacaville, CA 95696-4000

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on May 13, 2008, at San Francisco, California.

Nelly Guerrero
Declarant

/s/ Nelly Guerrero
Signature